GOVERNMENT OF INDIA
RAILWAYS
LOK SABHA

UNSTARRED QUESTION NO:4289
ANSWERED ON:26.08.2004
APPROVED TRADE UNIONS IN INDIAN RAILWAYS
Krishnadas Shri N.N.

Will the Minister of RAILWAYS be pleased to state:

(a)the details of the approved trade unions which are working in different zones under Indian Railway;

(b) the details of the methodology which is being adopted to give the approval of the trade unions in Indian Railways;

(c) whether there is any move to make new referendum to give approval of trade unions in the Railway; and

(d) if so, the details thereof ?

Answer

MINISTER OF STATE IN THE MINISTRY OF RAILWAYS(SHRI R. VELU)

(a): A statement is attached.

(b): Recognition to Unions is granted at the level of Zonal Railways. Only broad based unions representing all categories of railway employees are granted recognition subject to their fulfilling the stipulated conditions including the condition of representing at least 30% of the non-gazetted employees they seek to represent.The membership strength of 30% is to be decided on the basis of Annual Returns submitted by the unions concerned to the respective Registrar of Trade Unions and as certified/accepted by him.

(c) & (d) The question for grant of recognition to unions has been a matter of court case recently and judgements have been pronounced by the Hon`ble High Court, Chennai and the Hon`ble Supreme Court.Hon`ble High Court have held that the prescribed percentage of workmen to be exclusive members of the recognized unions is embedded in the very prescription of a minimum percentage. Hon`ble Supreme Court have upheld the High Court`s reasoning for requirement of 30% membership exclusively for recognition of the union.The judgement of the Hon`ble Court is under consideration.

STATEMENT REFERRED TO IN REPLY TO PART (a) OF UNSTARRED QUESTION NO.4289 BY SHRI N.N. KRISHNADAS TO BE ANSWERED IN LOK SABHA ON 26.08.2004 REGARDING APPROVED TRADE UNIONS IN INDIAN RAILWAYS.

(a)Zonal Railways have granted recognition to one union each affiliated to All India Railwaymen`s Federation and National Federation of Indian Railwaymen. Names of these recognized Unions Railway-wise are given below: